



2-19-04

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**PATENT**

Applicant: Edward H. Phillips

Serial No.: 10/767,828

Group Art Unit:

Filed: January 29, 2004

Examiner:

Title: GEROTOR PUMP

**LETTER TO THE COMMISSIONER**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

Applicant is submitting herewith a Declaration and Power of Attorney for Patent Application which has been executed by the inventors. The application was filed with an unexecuted Declaration and received a filing date of January 29, 2004 (see copy of postcard attached). Although Applicant's attorney has not received a Notice to File Missing Parts, Applicant's attorney is enclosing herewith the surcharge of \$65.00 for filing the missing parts along with the executed Declaration. Applicant is a small entity.

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If the Examiner has any questions regarding this application, Applicant's attorney may be reached at (248) 647-6000.

Respectfully submitted,

Thomas E. Anderson, Reg. No. 31,318  
Gifford, Krass, Groh, Sprinkle,  
Anderson & Citkowski, P.C.  
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TEA/dt  
PPC-10202/08

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

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I hereby certify that this paper or fee (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

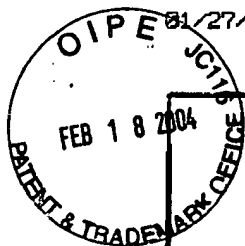
  
Dawn Tuchel

PATENT

The received stamp of the U.S. Patent and Trademark Office imprinted hereon acknowledges the filing of:

☒ Transmittal Letter ☐ New Patent Application  
14 Page(s) Specifications 5 Page(s) Claims  
1 Page(s) Abstract 5 Sheet(s) Drawings  
☐ Small Entity Declaration ☒ Declaration & Power of Atty  
☐ IDS, PTO 1449 & Patents ☐ Assignment of Invention Cover Sheet  
☐ Amendment/Response ☒ Check 385.00 ANDERSON, KRASS, GROH, SPRINKLE.  
Other: Application Data Sheet 10/767828  
012904

Inventor: Edward H. Phillips  
Serial/Reg. No. \_\_\_\_\_ Atty Docket No. PPC-10202/08  
Date: 1/29/04 Date Due: 1/29/04  
☐ Cert. Of Mailing/Express Mail EV394967575US TEA/at



02/27/2004 15:17 GIFFORD KRASS ET AL → 12485590711

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Page 1 of 3

Docket No.  
PPC-10202/08

## Declaration and Power of Attorney For Patent Application

### English Language Declaration

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

GEROTOR PUMP

the specification of which

(check one)

☒ is attached hereto.

☐ was filed on \_\_\_\_\_ as United States Application No. or PCT International Application Number \_\_\_\_\_ and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or (f), or 365(b) of any foreign application(s) for patent, or plant breeder's rights certificate(s), or 365(a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent, inventor's or plant breeder's rights certificate(s), or any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input type="checkbox"/>
(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input type="checkbox"/>
(Number) _____	(Country) _____	(Day/Month/Year Filed) _____	<input type="checkbox"/>

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional application(s) listed below:

**60/443,306** **January 29, 2003**  
(Application Serial No.) (Filing Date)

(Application Serial No.)

(Application Serial No.) \_\_\_\_\_ (Filing Date) \_\_\_\_\_

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, C. F. R., Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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(Application Serial No.)	(Filing Date)	(Status) (patented, pending, abandoned)
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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**POWER OF ATTORNEY:** As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. *(list name and registration number)*

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Allen M. Krass, 18,277

Irvin L. Groh, 17,505

Douglas W. Sprinkle, 27,394

Thomas E. Anderson, 31,318

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Direct Telephone Calls to: *(name and telephone number)*  
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Sole or first inventor's signature	
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Citizenship	United States
Post Office Address	Same

Date  
Feb. 4, 2004

Full name of second inventor, if any	
Second inventor's signature	
Residence	
Citizenship	
Post Office Address	